IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

OP.No. 7695 of 1999(N)

PETITIONER:

P.M.KRISHNAN,
RETIRED ASSISTANT ENGINEER,
110 KV SUB STATION, MALAMPUZHA AND
RESIDING AT AMBALAPARAMBIL HOUSE,
PANNIYAMPADAM, MUTTIKULANGARA,
PALAKKAD.

BY ADV. SRI.FIROZ K.ROBIN

RESPONDENTS:
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1. **KERALA STATE ELECTRICITY BOARD,**
   REP.BY ITS SECRETARY,
   VYDHYUTHY BHAVAN, PATTOM,
   THIRUVANANTHAPURAM.

2. **CHAIRMAN,**
   KERALA STATE ELECTRICITY BOARD,
   VYDHYUTHY BHAVAN, PATTOM,
   THIRUVANANTHAPURAM.

3. **CHIEF ENGINEER (GENERAL),**
   KERALA STATE ELECTRICITY BOARD,
   VYDHYUTHY BHAVAN, PATTOM,
   THIRUVANANTHAPURAM.

BY ADV. SRI.R.K.VENU NAYAR, SC, KSEB
BY ADV.SRI.C.K.KARUNAKARAN KSEB.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 30/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP. NO.7695/1999

ORDER ON CMP. NO.12895/1999 IN OP. NO.7695/1999

CLOSED

30.05.2007 **SD/- THOTTATHIL B.RADHAKRISHNAN, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE MEMO OF CHARGES DT.7.8.97.

EXT.P2:- COPY OF THE MEMO OF CHARGES DT.2.7.98 ISSUED TO THE PETITIONER BY THE 3RD RESPONDENT.

/TRUE COPY/

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THOTTATHIL B. RADHAKRISHNAN, J.

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O.P.No.7695 of 1999-N

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Dated this the 30th day of May, 2007.

JUDGMENT

This writ petition is filed seeking settlement of retiral benefits. At the time of retirement, the petitioner was facing disciplinary action. This Court issued an interim order on 10-6-1999 on C.M.P.No.12895/1999 directing completion of disciplinary proceedings within a period of three months or to release the entire retiral benefits in case of non-completion of disciplinary proceedings as directed above. Following the aforesaid interim order, the learned counsel for the petitioner submits that the Electricity Board issued Proceedings No.EBVS.7/3/98 dated 10-8-1999 dropping the disciplinary proceedings and holding that there is no liability outstanding against the petitioner. The period spent by him under suspension was also directed to be treated as eligible leave. Under such circumstances, as rightly pointed out by the learned

counsel for the petitioner, nothing survives in this writ petition. The writ petition is accordingly closed.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

Sha/-

THOTTATHIL B. RADHAKRISHNAN, J.

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O.P.No.7695 of 1999-N

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JUDGMENT

Dated: 30th May, 2007.